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IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
HARRISONBURG DIVISION

UNITED STATES OF AMERICA ) Criminal Case No. 5:07cr00058-3  
                                  )  
v.                              )  
                                  )  
KENNETH ODELL CRAWFORD ) 2255 ORDER  
                                  )  
                                  )  
                                  ) By: Samuel G. Wilson  
                                  ) United States District Judge

In accordance with the Memorandum Opinion entered this day, it is hereby

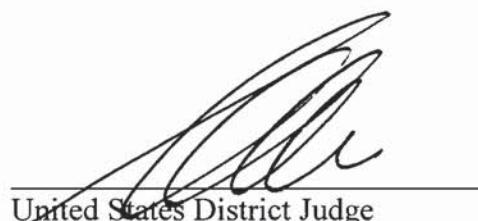
**ORDERED**

as follows:

1. The government's motion to dismiss shall be and hereby is **TAKEN UNDER ADVISEMENT**; and
2. The Clerk is **DIRECTED** to schedule the matter for an evidentiary hearing, at the court's earliest convenience, on the issue of whether Crawford requested his counsel file a direct appeal. The Clerk is further directed to make all necessary arrangements for the hearing, including arrangements for Crawford to participate in the hearing by video conferencing, if possible.

The Clerk is directed to send copies of this Order and the accompanying Memorandum Opinion to the parties.

ENTER: This 18th day of November, 2009.



United States District Judge